

United States Patent and Trademark Office



APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/010,934	11/13/2001	Ann M. Nichols	KCC 4729.1 (16,210.1)	8461
321 7	7590 10/07/2004		EXAMINER	
	POWERS LEAVITT	FOSTER, JIMMY G		
ONE METROPOLITAN SQUARE			ART UNIT	PAPER NUMBER
16TH FLOOR			AKTONII	FAFER NOMBER
ST LOUIS, M	O 63102		3728	

DATE MAILED: 10/07/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)				
Advisory Action	10/010,934	NICHOLS ET AL.				
nation, nation	Examiner	Art Unit				
	Jimmy G Foster	3728				
The MAILING DATE of this communication appe	ars on the cover sheet with the c	orrespondence add	ress			
THE REPLY FILED 13 August 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.						
PERIOD FOR REPLY [check either a) or b)]						
a) The period for reply expiresmonths from the mailing of the period for reply expires on: (1) the mailing date of this Advevent, however, will the statutory period for reply expire later the ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The data	risory Action, or (2) the date set forth in the an SIX MONTHS from the mailing date of FILED WITHIN TWO MONTHS OF THE te on which the petition under 37 CFR 1.1	f the final rejection. E FINAL REJECTION. \$ 136(a) and the appropriat	See MPEP			
have been filed is the date for purposes of determining the period of extensions CFR 1.17(a) is calculated from: (1) the expiration date of the shortened (b) above, if checked. Any reply received by the Office later than three moteraned patent term adjustment. See 37 CFR 1.704(b).	l statutory period for reply originally set in on the final rejection after the mailing date of the final reje	the final Office action; or ection, even if timely filed,	(2) as set forth in			
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.						
2. The proposed amendment(s) will not be entered because:						
(a) ☑ they raise new issues that would require further consideration and/or search (see NOTE below);						
(b) ☐ they raise the issue of new matter (see Note below);						
(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or						
(d) They present additional claims without canceling a corresponding number of finally rejected claims.						
NOTE: The language of the new/changed limitat	ions not addressed in a previous O	ffice action .				
3. Applicant's reply has overcome the following rejection.						
 Newly proposed or amended claim(s) would canceling the non-allowable claim(s). 	be allowable if submitted in a s	eparate, timely file	d amendment			
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request fo application in condition for allowance because:	r reconsideration has been cons	idered but does NO	OT place the			
6. The affidavit or exhibit will NOT be considered becaused by the Examiner in the final rejection.	cause it is not directed SOLELY	to issues which we	ere newly			
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we	$\mathbf{c}(\mathbf{s})$ a) $\mathbf{\boxtimes}$ will not be entered or bould be rejected is provided below)☐ will be entered ow or appended.	and an			
The status of the claim(s) is (or will be) as follows:						
Claim(s) allowed:			•			
Claim(s) objected to:						
Claim(s) rejected: <u>2-13,15 and 17-24</u> .						
Claim(s) withdrawn from consideration:						
8. ☐ The drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner.						
9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s)						
10. Other:		Jimmy & Foster Primary Examiner Art Unit: 3728	þ			